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ATLANTA, GEORGIA 30309-3916
678-420-9300
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FROM Gregory J. Kirsch
REFERENCE NO. Patent No. 6,765,669 (07121.0002U1)
OUR FAX NUMBER 678-420-9301
NUMBER OF PAGES

Please see attached.

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NO. 4888 P. 2

MAY 25 2005

ATTORNEY DOCKET NO. 07121.0002U1
APPLICATION NO. 10/021,307
U.S. PATENT NO. 6,765,699
Page 1 of 2FORM PTO-1595 U.S. DEPARTMENT OF COMMERCE
(Revised 3-01) Patent and Trademark OfficeRECORDATION FORM COVER SHEET
PATENTS ONLY

TO THE HONORABLE DIRECTOR OF U.S. PATENTS AND TRADEMARKS:

Please record the attached original documents or copy thereof.

1. Name of conveying party(ies): [Use numbers if there are multiple inventors and multiple dates of execution.]

CME Telemetrix, Inc.

Additional names of conveying party(ies) attached?

☐ YES ☒ NO

2. Name and address of receiving party(ies):

Name: NIR Diagnostics, Inc.

Internal Address:

Street Address: 560 Parkside Drive

City: Waterloo

State: Ontario Canada

Zip: N2L 5Z4

Additional name(s) and address(es) attached?

☐ YES ☒ NO

3. Nature of conveyance:

Assignment

Merger

Other

Security Agreement

X

Change of Name

Execution Date: July 15, 2004

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s):

B. Patent No.(s): 6,765,669

5. Name and address of party to whom correspondence concerning document should be mailed:

NEEDLE & ROSENBERG, P.C.

Suite 1000

999 Peachtree Street

Atlanta, Georgia 30309

6. Total number of applications and patents involved: 1

05/26/2005 BBOHNER 00000018 10021307

01 FC:8021

40.00 OP

7. Total fee (37 CFR § 3.41): \$40.00

☐ Check enclosed☒ Credit Card Payment Authorization Form PTO-2038 enclosed☐ The Commissioner is hereby authorized to charge the total fee to Deposit Account No. 14-0629 (Attach duplicate copy of this form if paying by deposit account)☐ The Commissioner is hereby authorized to charge any underpayment, or credit any overpayment, to Deposit Account No. 14-0629.

ATTORNEY DOCKET NO. 07121.0002U1
APPLICATION NO. 10021,307
U.S. PATENT NO. 6,765,699
Page 2 of 2

8. To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Gregory J. Kirsch
Reg. No. 35,572

25 May 2005
Date

Total Number of Pages Including Cover Sheet, Attachments, and Document:

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence and any items indicated as attached or included are being transmitted via facsimile transmission to: the Assignment Division at 703 306 6995 on the date indicated below.

Gregory J. Kirsch

25 May 2005
Date



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MAY 17 2005

Lawrence D. Maxwell
Needle & Rosenberg, P.C.
Suite 1000
999 Peachtree Street
Atlanta, Georgia, 30309
U.S.A.

160 Elgin Street
Suite 2600
Ottawa, Ontario
Canada K1P 1G3
Telephone (613) 233-1781
Facsimile (613) 563-9869

Konrad A. Sechley Ph.D.
Direct Dial (613) 786-0154
Konrad.Sechley@gowlings.com

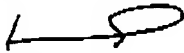
Dear Mr. Maxwell:

Re: **CME Telemetrix Inc.**
United States Patent No. 6,765,669 B1 Issued July 20, 2004
Signal Enhancement of Spectrometers
Our Reference : 08891294US1
Your Reference : 07121.0002U1

Please be advised that CME Telemetrix Inc. has changed their name to NIR Diagnostics Inc. effective July 15, 2004. Our client wishes to have the Certificate of Amendment in favour of NIR Diagnostics Inc. recorded against the pending issued patents only. Accordingly, please submit the attached document for recordation against United States Patent No. 6,765,669.

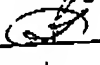
We would appreciate receiving confirmation that these instructions have been received.

Yours very truly,
GOWLING LAFLEUR HENDERSON LLP


Konrad A. Sechley, Ph.D.
Patent Agent
KAS:alo

Encl.

605/GTK

| | |
|---|--------------|
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003/003

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6. The amendment has been duly authorized as required by sections 168 and 170 (as applicable) of the Business Corporations Act.
La modification a été dûment autorisée conformément aux articles 168 et 170 (selon le cas) de la Loi sur les sociétés par actions.
7. The resolution authorizing the amendment was approved by the shareholders/directors (as applicable) of the corporation on
Les actionnaires ou les administrateurs (selon le cas) de la société ont approuvé la résolution autorisant la modification le

2004-Jul-15

(Year, Month, Day)
(année, mois, jour)

These articles are signed in duplicate.
Les présents statuts sont signés en double exemplaire.

CME TELEMETRIX INC.

(Name of Corporation) (If the name is to be changed by these articles set out current name)
(Dénomination sociale de la société) (Si son dénomination est changée par ces articles, indiquer d'abord la dénomination sociale actuelle)

By:
Par:*Stephen Curtis*(Signature)
(signature)

Chief Financial Officer

(Description of Office)
(Fonction)

07119 (03/2003)

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NO. 4888 P. 7



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AUGUST 27, 2002

PTAS

Under Secretary of Commerce For Intellectual Property and
Director of the United States Patent and Trademark Office
Washington, DC 20231
www.uspto.gov

NEEDLE & ROSENBERG, P.C.
LAWRENCE D. MAXWELL, ESQ.
127 PEACHTREE STREET, N.E.
THE CANDLER BUILDING
ATLANTA, GEORGIA 30303-1811



102138784A

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 06/24/2002

REEL/FRAME: 013024/0780
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:
PAWLUCZYK, ROMUALD

DOC DATE: 05/27/2002

ASSIGNEE:
CME TELEMETRIX INC.
560 PARKSIDE DRIVE
WATERLOO ONTARIO, CANADA N2L 5Z4

SERIAL NUMBER: 10021307
PATENT NUMBER:

FILING DATE: 10/22/2001
ISSUE DATE:

LAZENA MARTIN, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

DDK/LDM
2/3/02

MAY. 25. 2005 5:48PM

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NO. 4888 P. 8

06-28-2002

ATTORNEY DOCKET NO. 07121.0002U1
SERIAL NO. 10/021,307
PAGE 1 OF 2



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FORM PTO-1595
(Revised 6-93)

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

RECORDATION FORM COVER SHEET
PATENTS ONLY

6-24-02

TO THE HONORABLE COMMISSIONER OF PATENTS AND TRADEMARKS:

Please record the attached original documents or copy thereof.

ATTORNEY DOCKET NO.: 07121.0002U1

1. Name of conveying party(ies):

Romuald Pawluczyk

Additional names of conveying party(ies)
attached?

[] YES [X] NO

2. Name and address of receiving party(ies):

Name: CME Telemetrix Inc.

Internal Address:

Street Address: 560 Parkside Drive

City: Waterloo

State: Ontario CANADA

Zip: N2L 5Z4

Additional name(s) and address(es)
attached?

[] YES [X] NO

3. Nature of conveyance:

☒ Assignment

☐ Merger

☐ Other

☐ Security Agreement

☐ Change of Name

Execution Date: May 27, 2002

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s): 10/021,307

B. Patent No.(s):

Additional numbers attached? [] YES [X] NO

5. Name and address of party to whom
correspondence concerning document
should be mailed:

Lawrence D. Maxwell, Esq.
NEEDLE & ROSENBERG, P.C.
The Candler Building
127 Peachtree Street, N.E.
Atlanta, Georgia 30303-1811
(404) 688-0770

6. Total number of applications and patents
involved: One (1)

7. Total fee (37 CFR 3.41):

☒ Enclosed - Credit Card Payment Form PTO-2038

☐ Authorized to be charged to Deposit Account.

The Commissioner is hereby authorized to charge any additional fees which may be
required, or credit any overpayment, to Deposit Account No. 14-0629.

ASSIGNMENT OF APPLICATION

Romuald Pawluczyk whose full post office address is 280 Golf Course Road, Conestogo, Ontario N0B 1N0 Canada (hereinafter called "ASSIGNOR") have invented certain new and useful improvements in the invention entitled **Signal Enhancement of Spectrometers**, as fully described and claimed in United States application no. 10/021,307 filed on October 22, 2001, (claiming priority to United States application no. 60/241,798 filed on October 20, 2000) for which applications for Letters Patents have been made and

WHEREAS, CME Telemetry Inc., having a place of business at 560 Parkside Drive Waterloo, Ontario N2L 5Z4 Canada, hereinafter called ASSIGNEE, is desirous of acquiring the entire right, title and interest in and to said invention and in and to any Letters Patents related to this invention that may be granted therefor the United States

NOW, THEREFORE, in consideration of the sum of FIVE DOLLARS (\$5.00), the receipt whereof is hereby acknowledged, and for other good and valuable consideration, I, by these presents do sell, assign and transfer unto said ASSIGNEE, the full and exclusive right to the said invention in the United States and the entire right, title and interest in and to any and all Letters Patents related to this invention which may be granted therefor in the United States and in and to any and all divisions, reissues, continuations, substitutions and renewals thereof.

Signal Enhancement
of Spectrometers

Page 1/2

I hereby authorize and request the Patent Office Officials in the United States to issue any and all of said Letters Patents, when granted, to said ASSIGNEE as the assignee of my entire right, title and interest in and to the same, its successors and assigns, to the full end of the term for which said Letters Patents may be granted.

Further, I agree that I will communicate to said ASSIGNEE or its representatives any facts known to me respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuation, substitute, renewal and reissue applications, execute all necessary assignment papers to cause any and all of said Letters Patents to be issued to said ASSIGNEE, make all rightful oaths, and, generally do everything possible to aid said ASSIGNEE, its successors and assigns, at assignee=s expense, at any time now or in the future, to obtain and enforce proper protection for said invention in the United States

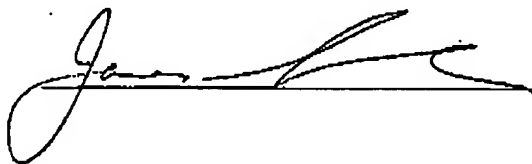
In witness whereof the Assignor has executed this Assignment this 27 day of May, 2002



Romuald Pawluczyk

WITNESS:

On this 27 day of May, 2002 before me personally appeared the above named Romuald Pawluczyk, to me known and known by me to be the person described in and who executed the foregoing instrument, and acknowledged the same to be his own free act and deed.



R.P.

27 2002

Signal Enhancement